

**REMARKS**

Claims 1, 3-6, 8, 9, 11-15, 17, 18, 21, and 24-26 are pending in the application.

Claims 1, 3-6, 8, 14, 15, 17, 18, and 24-26 stand rejected.

Claims 9, 11-13, and 21 have been allowed.

Claims 1, 4, 14, and 18 have been amended.

Claims 17, 24, and 25 have been cancelled.

**Allowed/Allowable Claims**

Applicants express appreciation for the allowance of claims 9, 11-13, and 21. Applicants herein amend claim 14 to include the limitations of claim 17, which is indicated as allowable if rewritten to overcome the rejections under 35U.S.C. 112 and to include all limitations of the base claim and any intervening claims. Therefore, Applicants respectfully submit that claim 14 is in condition for allowance and respectfully request notice to that effect. Applicants respectfully submit that claims 15, 18, and 26 are similarly allowable at least by virtue of depending from allowable claim 14. Therefore Applicants respectfully request notice of allowability of these claims.

In the February 5, 2007 Office Action, claim 10 was objected to as being dependent on a rejected base claim, but was indicated as allowable if rewritten to include all the limitations of the base claim and any intervening claims. Applicants herein amend claim 1 to incorporate all the limitations of claim 10, which depended directly therefrom. Applicants also amend claim 1 to include all the limitations contained in claim 1 at the time the claim 10 was indicated as allowable. In light of the amendments contained herein, Applicants respectfully submit that independent claim 1 is in condition for allowance. Applicants further submit that claims 3-6 and 8 are similarly allowable at least by virtue of depending from allowable claim 1. Therefore Applicants respectfully request notice of allowability of these claims.



Rejection of Claims under 35 U.S.C. §112

Claims 1, 3-6, 8, 14, 15, 17, 18 and 24-26 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for purportedly failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicants respectfully submit that at least in light of the amendments presented herein these rejections are rendered moot and the claims are in full compliance with 35 U.S.C. §112.

Further, while the Office Action (at p.2) seems to imply the necessity of a relationship between the second message and first modified message of claim 1 (“[T]here is no relationship between a second message and the first modified message. Therefore the claim is vague and indefinite.”) Applicants are unable to discern the basis for the Office Action’s implicit assertion of the necessity of such a relationship. However, in an effort to fully respond, Applicants point out that the second message and the first modified message are related at least in that both traverse the first network switch. The first network switch outputs the first modified message and receives the second message. Similarly with respect to claim 14, a plurality of SVCs and the first modified message are related at least in that the disclosed network switch creates a plurality of SVCs and the disclosed network switch outputs the first modified message.

Applicants respectfully submit that any perception of vagueness or indefiniteness is eliminated in light of the foregoing arguments and amendments. Applicants respectfully submit that claims 1 and 14 comply fully with the requirements of 35 U.S.C. 112 and respectfully request withdrawal of these rejections. Assuming that the § 112 rejections of dependent claims 3-6, 8, 15, 17-18, and 24-26 result from the claims being dependent on rejected independent claims, Applicants initially note that claims 17, 24, and 25 have been cancelled. With respect to the remaining dependent claims, Applicants respectfully assert that these claims are in compliance with the requirements of § 112 and respectfully request withdrawal of these rejections.

Rejection of Claims under 35 U.S.C. §103

Claims 1, 3-5, 14, 15 and 24-26 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over by Liang, U.S. Patent No. 5,781,529 (Liang), in view of Nagami, U.S. Patent



No. 6,304,577 B1 (Nagami). Claims 6 and 8 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over by Liang, U.S. Patent No. 5,781,529 (Liang), in view of Nagami, U.S. Patent No. 6,304,577 B1 (Nagami) and further in view of the admitted prior art (Background of the Invention section of the specification). Applicants respectfully traverse these rejections. Applicants respectfully submit that in light of the indications of allowability of claim 10 (in the February 5, 2007 Office Action) and the amendments to claim 1, the cited combination fails to teach each element of claim 1, and claim 1 is in condition for allowance. Applicants respectfully submit that in light of the indication of allowability of claim 17 and the amendments to claim 14, claim 14 is in condition for allowance. Claims 3-6, 8, 15, and 26 depend from these claims and so are allowable at least by virtue of their depending from allowable base claims. Accordingly, Applicants respectfully submit that all claims are now in condition for allowance, and respectfully request notice to that effect.

### CONCLUSION

In view of the amendments and remarks set forth herein, the application is believed to be in condition for allowance and a notice to that effect is solicited. Nonetheless, should any issues remain that might be subject to resolution through a telephonic interview, the Examiner is invited to telephone the undersigned at 512-439-5092.

If any extensions of time under 37 C.F.R. § 1.136(a) are required in order for this submission to be considered timely, Applicant hereby petitions for such extensions. Applicant also hereby authorizes that any fees due for such extensions or any other fee associated with this submission, as specified in 37 C.F.R. § 1.16 or § 1.17, be charged to deposit account 502306.

Respectfully submitted,



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